

Subd. 2. **PROPERTY ATTACHED.** Subject to the provisions of sections 550.37 and 571.55 all moneys, all nonexempt disposable earnings earned or to be earned within that ~~one~~ pay period and within 30 days thereafter and other personal property including ~~such~~ property of any kind due from or in the hands of an executor, administrator, receiver or trustee and all written evidences of indebtedness whether negotiable or not or under or overdue may be attached by garnishment, and money or any other thing due or belonging to the judgment debtor may be attached by this process before it has become payable if its payment or delivery does not depend upon any contingency, but the garnishee shall not be compelled to pay or deliver ~~the same~~ it before the time appointed by the contract.

Sec. 20. Minnesota Statutes 1982, section 571.67, is amended to read:

**571.67 PENALTY IN CERTAIN GARNISHMENT PROCEEDINGS.**

A party who serves or causes to be served a garnishment summons prior to judgment in the main action, except where garnishment prior to entry of judgment is permitted, is liable to the debtor named in the garnishment proceedings in the amount of \$100 plus reasonable attorneys fees and costs. Action by a judgment creditor in violation of section 550.041, 550.14, 550.141, or 571.41, causing any third party or garnishee in possession of funds owing to the judgment debtor to hold or deliver the funds to satisfy a garnishment, attachment, or levy of execution shall render the garnishment, attachment, or levy of execution void and the judgment creditor liable to the judgment debtor named in the garnishment, attachment, or execution in the amount of \$100, actual damages, and reasonable attorney fees and costs.

Approved June 1, 1983

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**CHAPTER 236 — S.F.No. 782**

*An act relating to highway traffic regulations; providing a penalty for the operation of a vehicle in a manner that endangers or is likely to endanger property or persons; amending Minnesota Statutes 1982, section 169.13, subdivision 2.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1982, section 169.13, subdivision 2, is amended to read:

Subd. 2. **CARELESS DRIVING.** Any person who ~~shall operate or halt~~ operates or halts any vehicle upon any street or highway carelessly or heedlessly in disregard of the rights ~~or the safety~~ of others, or in a manner that endangers or

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is likely to endanger any property or any person, including the driver or passengers of the vehicle, is guilty of a misdemeanor.

Approved June 1, 1983

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**CHAPTER 237 — S.F.No. 800**

*An act relating to health; providing for retention and destruction of certain medical records; amending Minnesota Statutes 1982, section 145.32.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1982, section 145.32, is amended to read:

**145.32 OLD RECORDS MAY BE DESTROYED.**

Subdivision 1. HOSPITAL RECORDS. The superintendent or other chief administrative officer of any ~~such~~ public or private hospital, by and with the consent and approval of ~~such~~ the board of directors or other governing body ~~thereof of the hospital, is authorized to may~~ divest the files and records of such that hospital of any ~~such~~ individual case records bearing dates more than three years prior to the date of ~~such~~ the divestiture and, with ~~such that~~ that consent and approval, ~~to may~~ destroy the same records. ~~Such~~ The records shall first have been transferred and recorded as authorized in section 145.30.

Portions of individual hospital medical records that comprise an individual permanent medical record, as defined by the commissioner of health, shall be retained as authorized in section 145.30. Other portions of the individual medical record, including any miscellaneous documents, papers, and correspondence in connection with them, may be divested and destroyed after seven years without transfer to photographic film.

All portions of individual hospital medical records of minors shall be maintained for seven years following the age of majority.

Nothing in this section shall be construed to prohibit the retention of hospital medical records beyond the periods described in this section. Nor shall anything in this section be construed to prohibit patient access to hospital medical records as provided in section 144.335.

Subd. 2. RESPONSIBILITIES OF THE COMMISSIONER OF HEALTH. The commissioner of health shall define by rule the term "individual permanent medical record" by enumerating the specific types of records or other

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